IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No.495 of 2006 (M/B)

Akhilanand Mishra s/o Ramchandra Mishra,
R/o Paniki Tanki, Nagar Palika Manglour,
District Haridwar …… Petitioner.

Versus

1. State of Uttaranchal through
its Secretary Urban Development,
Dehradun.
2. Director Local body, Dehradun
3. President, Nagar Palika Parishad Manglour
District Hardwar.
4. Executive Officer,
Nagar Palika Parishad Manglour,
District Haridwar. …… Respondents

……

Sri B.S. Khanka, Advocate for the petitioner.
Sri N.C. Gupta, Standing Counsel for the State of Uttaranchal.

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Sri B.S. Khanka, learned counsel for the petitioner is heard on admission.

2. Petitioner Akhilanand Mishra has filed this petition for the following reliefs:

> "i) issue a writ order or direction in the nature of mandamus commanding and direction the respondents not to disturb to the petitioner from the said house where the petitioner has put up the seized material at Mangalore till the date of deciding the pendency of cause.
> ii) Issue any other writ, order or direction which this Hon'ble Court may deem, fit and proper in the circumstances of the case.
> iii) Award the cost of petition."

3. Admittedly, the petitioner retired from service in 2005. After retirement, petitioner has no legal right to retain the accommodation

which is office-cum-residence of Sanitary and Food Inspector at Mangalor, Tehsil Rookee, District Haridwar.

4. We have no manner of doubt the petitioner is thoroughly misconceived and as such is liable to be dismissed.

5. The petition, therefore, is dismissed.

6. With the above order, CLMA No. 5060 of 2006 also stands disposed of.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C.J.)**
01.05.2006 01.05.2006
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